

days before the trial date), and discovery pursuant to 18 U.S.C. § 3500 (*Jencks* statements).

III. Local Rule 116.5(b)(3)

The parties do not, at this time, anticipate any discovery requests.

IV. Local Rule 116.5(b)(4)

At this time, the parties are not seeking any protective orders to prevent the disclosure or dissemination of sensitive information concerning victims, witnesses, defendants, or law enforcement sources or techniques. The parties reserve the right to seek such orders in the future, should the need arise.

V. Local Rule 116.5(b)(5)

The parties agree that, given the volume of discovery provided to date, the Defendants need additional time to review such discovery date before determining whether to file motions pursuant to Fed. R. Crim. P. 12(b). **The parties anticipate that the Defendants will be prepared to address whether they will be filing any motions pursuant to Fed. R. Crim. P. 12(b) at the Final Status Conference.**

VI. Local Rule 116.5(b)(6)

The Court has ordered that the United States shall provide expert disclosures 45 days prior to trial and that the Defendant will produce expert disclosures 21 days prior to trial.

VII. Local Rule 116.5(b)(7)

Neither Defendant intends to present a defense of insanity, public authority, or alibi.

VIII. Local Rule 116.5(b)(8)

The parties agree that the periods from May 21, 2019 through June 25, 2019, from June 25, 2019 through August 5, 2019, from August 5 through September 13, 2019, and from September 13 through October 17, 2019 were properly excluded, and that there are zero days of

non-excludable time under the Speedy Trial Act. The parties further agree that the time period between October 17, 2019 and the Final Status cNference should be excluded because this time will be used for purposes to include the review of discovery by the defense, discussion of any outstanding discovery issues by the parties, and assessment by the defense of possible pretrial motions. Therefore, the parties request that this Court find that the ends of justice served by excluding the period of this continuance outweigh the best interest of the public and the defendant in a speedy trial, pursuant to 18 U.S.C. § 3161(h)(7)(A).

IX. Local Rule 116.5(b)(9)

The parties have not engaged in plea discussions. The United States expects that trial in this matter would last approximately ten days.

IX. Local Rule 116.5(b)(9)

The parties request that a Final Status Conference date be established in November 2019.

Respectfully submitted,

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Date: October 10, 2019

CERTIFICATE OF SERVICE

I hereby certify that this document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF).

/s/ William F. Abely
WILLIAM F. ABELY
Assistant U.S. Attorney

Date: October 10, 2019